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- 3) Copy of the Appeal Brief Transmittal dated June 14, 2004 (2 pages).

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DOCKET NO.: IOMC-0039

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

Maki Wakita, Katsutoshi Mukaijima and
Shoji Takahashi

Confirmation No.: 1290

Application No.: 09/763,014

Group Art Unit: 2652

Filing Date: May 29, 2001

Examiner: Allen T. Cao

For: Card-Type Magnetic Recording Device

EXPRESS MAIL LABEL NO: EL 997980210 US
DATE OF DEPOSIT: June 14, 2004

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MS Appeal Brief - Patent
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**APPEAL BRIEF TRANSMITTAL
PURSUANT TO 37 CFR § 1.192**

Transmitted herewith in triplicate is the APPEAL BRIEF in this application with respect to the Notice of Appeal received by The United States Patent and Trademark Office on November 13, 2003.

- ☐ Applicant(s) has previously claimed small entity status under 37 CFR § 1.27 .
- ☐ Applicant(s) by its/their undersigned attorney, claims small entity status under 37 CFR § 1.27 as:
- ☐ an Independent Inventor
 - ☐ a Small Business Concern
 - ☐ a Nonprofit Organization.
- ☒ Petition is hereby made under 37 CFR § 1.136(a) (fees: 37 CFR § 1.17(a)(1)-(4) to extend the time for submission of the Appeal Brief responsive to filing the Notice of Appeal filed on November 13, 2003 to and through June 14, 2004 comprising an extension of the shortened statutory period of FIVE (5) months.

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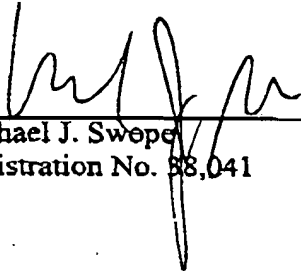
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- ☒ The Commissioner is hereby requested to grant an extension of time for the appropriate length of time, should one be necessary, in connection with this filing or any future filing submitted to the U.S. Patent and Trademark Office in the above-identified application during the pendency of this application. The Commissioner is further authorized to charge any fees related to any such extension of time to Deposit Account 23-3050. This sheet is provided in duplicate.
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Date: June 14, 2004


 Michael J. Swepe
 Registration No. 58,041

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